

THURSDAY, FEBRUARY 4, 1999

THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Randy Brown, First United Methodist Church, White House, Tennessee.

Representative McDonald led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present.....98

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 3: Rep(s). Ferguson, Arriola, Curtiss, Windle, Eckles, Williams, Rhinehart, Davidson, Stulce, Hood, and Fowlkes as prime sponsor(s).

House Bill No. 16: Rep(s). Armstrong, Boyer, Bittle, Buttry, Dunn, Tindell, and Goins as prime sponsor(s).

MESSAGE FROM THE SENATE
February 2, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 2, 8, 9, 10, 11, 12, 13, 14, 16 and 18; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 2 -- Memorials, Death - Dancy L. Jones. by *Henry, *Cooper, *Harper, *Haun, *Herron, *Rochelle.

Senate Joint Resolution No. 8 -- Memorials, Retirement - Dr. Joseph E. Johnson, University of Tennessee. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L., *Dixon, *Elsea, *Ford J., *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 9 -- Memorials, Death - Mary Flora Page DeBerry. by *Cooper, *Cohen, *Herron.

Senate Joint Resolution No. 10 -- Memorials, Retirement - John Ward and Bill Anderson, University of Tennessee broadcasters. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L., *Dixon, *Elsea, *Ford J., *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 11 -- Memorials, Retirement - William R. Snodgrass, Comptroller of the Treasury. by *Cooper, *Henry, *Burks, *Womack, *Haynes, *Kyle, *Springer, *Cohen, *Graves, *Haun, *Herron, *Davis L., *Rochelle, *Atchley, *Blackburn, *Burchett, *Carter, *Clabough, *Cooper, *Crowe, *Crutchfield, *Dixon, *Elsea, *Ford J., *Fowler, *Harper, *Kurita, *Leatherwood, *McNally, *Miller J., *Person, *Ramsey, *Wilder, *Williams.

Senate Joint Resolution No. 12 -- Memorials, Death - Harold Hornbeak. by *Herron.

Senate Joint Resolution No. 13 -- Memorials, Professional Achievement - Dale Calhoun, National Heritage Award recipient. by *Herron.

Senate Joint Resolution No. 14 -- Memorials, Academic Achievement - Linda Farmer, National Spelling Bee finalist. by *Herron, *Harper.

Senate Joint Resolution No. 16 -- Memorials, Academic Achievement - Bradley David Lambert. by *Davis L.

Senate Joint Resolution No. 18 -- Memorials, Sports - 1998 Melrose High School football team, TSSAA Division 1, Class 3-A state champions. by *Cohen.

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**MESSAGE FROM THE SENATE
February 2, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 33; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**SIGNED
February 2, 1999**

The Speaker signed the following: Senate Joint Resolution(s) No(s). 33.

**ENROLLED BILLS
February 2, 1999**

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 3, 4, 5 and 6.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
February 2, 1999**

The Speaker signed the following: House Joint Resolution(s) No(s). 3, 4, 5 and 6.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 2, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 3, 4, 5 and 6; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK
February 2, 1999**

The following bill(s) have been transmitted to the Governor for his action: House Joint Resolution(s) No(s). 3, 4, 5 and 6.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE
February 4, 1999

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 22, 23, 24, 44, 45, and 51; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 22 -- Memorials, Retirement - Judge Henry Franklin Todd. by *Haynes, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Eisea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 23 -- Memorials, Sports - Coach Phillip Fulmer and University of Tennessee Volunteers, 1998 NCAA college football champions. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Eisea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 24 -- Memorials, Professional Achievement - Harriet Melson, 1998 Teacher of the Year, Tennessee Technology Center system. by *Womack, *Springer, *Kyle, *Harper, *Burks.

Senate Joint Resolution No. 44 -- Memorials, Sports - Will Ofenheusle, University of Tennessee football player. by *Herron.

Senate Joint Resolution No. 45 -- Memorials, Sports - Chad Clifton, University of Tennessee football player. by *Herron.

Senate Joint Resolution No. 51 -- Memorials, Retirement - Billy Willis. by *Kyle, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Eisea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 12** -- Highway Signs - "Great Bone Cave Parkway," U.S. 70S, VanBuren County. by *Rhinehart.

House Transportation Committee

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***House Joint Resolution No. 21** -- Highway Signs - "Dr. Robert T. Tucker, Jr. Memorial Highway," portion of U.S. 45 in Madison County. by *Kisber, *McDaniel.

House Transportation Committee

House Joint Resolution No. 28 -- Naming and Designating - "Black History Awards Day," February 28, 1999. by *Cooper B, *DeBerry L, *Brooks.

House State and Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 8, 1999:

House Resolution No. 5 -- Memorials, Recognition and Thanks - Charles Wayne "Bubba" Rose. by *Phillips.

House Joint Resolution No. 24 -- Memorials, Public Service - Homer G'Fellers, Mayor of Jonesborough. by *Patton, *Davis (Washington).

House Joint Resolution No. 25 -- Memorials, Professional Achievement - James C. "Jim" Carlock, space research honoree. by *Windle.

House Joint Resolution No. 26 -- Memorials, Retirement - Coach Vernon Prather, University of Tennessee, Martin. by *Maddox.

House Joint Resolution No. 27 -- Memorials, Personal Achievement - David Paul Johnson, Eagle Scout. by *Buttry.

House Joint Resolution No. 30 -- Memorials, Sports - Jack Jolly, Chicago White Sox scout. by *Hood, *Eckles.

House Joint Resolution No. 31 -- Memorials, Death - Elizabeth Carol Dykes. by *Davis (Cocke), *DeBerry L, *Whitson.

House Joint Resolution No. 32 -- Memorials, Death - Allen Thomas. by *Davis (Cocke).

House Joint Resolution No. 35 -- Memorials, Sports - Coach Phillip Fulmer and the University of Tennessee football team on winning the NCAA national championship. by *Fraleigh, *Armstrong, *Bone.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for February 8, 1999:

Senate Joint Resolution No. 2 -- Memorials, Death - Dancy L. Jones. by *Henry, *Cooper, *Harper, *Haun, *Herron, *Rochelle.

Senate Joint Resolution No. 8 -- Memorials, Retirement - Dr. Joseph E. Johnson, University of Tennessee. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 9 -- Memorials, Death - Mary Flora Page DeBerry. by *Cooper, *Cohen, *Herron.

Senate Joint Resolution No. 10 -- Memorials, Retirement - John Ward and Bill Anderson, University of Tennessee broadcasters. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 11 -- Memorials, Retirement - William R. Snodgrass, Comptroller of the Treasury. by *Cooper, *Henry, *Burks, *Womack, *Haynes, *Kyle, *Springer, *Cohen, *Graves, *Haun, *Herron, *Davis L, *Rochelle, *Atchley, *Blackburn, *Burchett, *Carter, *Clabough, *Cooper, *Crowe, *Crutchfield, *Dixon, *Elsea, *Ford J, *Fowler, *Harper, *Kurita, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Wilder, *Williams.

Senate Joint Resolution No. 12 -- Memorials, Death - Harold Hornbeak. by *Herron.

Senate Joint Resolution No. 13 -- Memorials, Professional Achievement - Dale Calhoun, National Heritage Award recipient. by *Herron.

Senate Joint Resolution No. 14 -- Memorials, Academic Achievement - Linda Farmer, National Spelling Bee finalist. by *Herron, *Harper.

Senate Joint Resolution No. 15 -- Memorials, Death - Senator T. Tommy Cutrer. by *Henry, *Cooper, *Womack, *Kyle, *Springer, *Graves, *Davis L, *Rochelle.

Senate Joint Resolution No. 16 -- Memorials, Academic Achievement - Bradley David Lambert. by *Davis L.

Senate Joint Resolution No. 18 -- Memorials, Sports - 1998 Melrose High School football team, TSSAA Division 1, Class 3-A state champions. by *Cohen.

Senate Joint Resolution No. 22 -- Memorials, Retirement - Judge Henry Franklin Todd. by *Haynes, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 23 -- Memorials, Sports - Coach Phillip Fulmer and University of Tennessee Volunteers, 1998 NCAA college football champions. by *Cooper, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 24 -- Memorials, Professional Achievement - Harriet Melson, 1998 Teacher of the Year, Tennessee Technology Center system. by *Womack, *Springer, *Kyle, *Harper, *Burks.

Senate Joint Resolution No. 44 -- Memorials, Sports - Will Ofenheusle, University of Tennessee football player. by *Herron.

Senate Joint Resolution No. 45 -- Memorials, Sports - Chad Clifton, University of Tennessee football player. by *Herron.

Senate Joint Resolution No. 51 -- Memorials, Retirement - Billy Willis. by *Kyle, *Atchley, *Blackburn, *Burchett, *Burks, *Carter, *Clabough, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 168 -- Taxes, Privilege - Decreases from 10 to 5 percent the percentage of proceeds from sale of seized tobacco products allocated to department of revenue for expenses of administration of tax. Amends TCA Title 67. by *Rhinehart.

House Bill No. 169 -- Highway Patrol - Places commissioned members of highway patrol under regular state employees longevity program; deletes separate longevity program for commissioned officers. Amends TCA Section 4-7-111 and Section 8-23-206. by *Rhinehart.

House Bill No. 170 -- Insurance, Health, Accident - Mandates coverage of required childhood immunizations by certain health benefit plans. Amends TCA Title 56. by *Caldwell.

House Bill No. 171 -- Courts, General Sessions - Creates additional division to Shelby County General Sessions Court; authorizes creation of drug court. Amends Chapter 772 of the Public Acts of 1982, as amended. by *Scroggs.

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House Bill No. 172 -- Regional Authorities - Extends certain tax and financing advantages of sports authorities to motor sport facilities. Amends TCA Title 7, Chapter 67 and Title 67, Chapter 6. by *Bone, *Beavers.

House Bill No. 173 -- Municipal Government - Authorizes popularly elected city judges to administer oaths. Amends TCA Title 16, Chapter 18, Part 2. by *Bone.

House Bill No. 174 -- Labor, Dept. of - Requires commissioner, in adopting occupational safety or health standards, to consider availability of licensed emergency medical technicians for delivery of first aid, unless preempted by federal standards. Amends TCA Section 50-3-201. by *Bone.

***House Bill No. 175** -- Criminal Offenses - Establishes Class E felony offense for person who, with intent to permanently deprive property owner of personal property, knowingly and without effective consent sells such property at flea market, yard sale, garage sale, swap meet or auction. Amends TCA Title 39, Chapter 14. by *Curtiss.

***House Bill No. 176** -- Taxes, Excise - Increases multiplier of sales factor in apportionment formula from 2 to 4 over five-year period. Amends TCA Section 67-4-910 and Section 67-4-811. by *Cole (Dyer).

***House Bill No. 177** -- Taxes, Franchise - Caps amount of franchise taxes due per fiscal year for each corporation at \$1 million. Amends TCA Title 67, Chapter 4, Part 9. by *Cole (Dyer).

***House Bill No. 178** -- Civil Procedure - Increases from 90 to 120 days time in which plaintiff in civil action may amend answer to complaint. Amends TCA Title 20, Chapter 1. by *Cole (Dyer).

House Bill No. 179 -- Judges and Chancellors - Creates additional circuit court judge in 18th judicial district to be elected at regular August election in 2000. Amends TCA Title 16, Chapter 2, Part 5. by *McDonald, *Black.

***House Bill No. 180** -- Taxes, Exemption - Exempts from sales tax natural gas sold to manufacturers to fire boilers which generate steam which comes into direct contact with wood or wood products. Amends TCA Section 67-6-206. by *McKee, *Roach, *Rinks, *Cole (Dyer), *Newton, *Bunch, *Gunnels.

***House Bill No. 181** -- Firearms and Ammunition - Makes any person liable for failing to report possession of firearms by minors on school property. Amends TCA Section 39-17-1312. by *McKee, *Roach, *Newton.

House Bill No. 182 -- Highway Signs - "Cherokee Skyway" and Tellico Plains, I-75 at Exit 60 (S.R. 68). by *McKee, *Roach, *Gunnels.

***House Bill No. 183** -- Board of Regents - Requires board of regents to meet at least once annually with the University of Tennessee board of trustees. Amends TCA Title 49, Chapter 8. by *Kisber.

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***House Bill No. 184** -- University of Tennessee - Requires University of Tennessee board of trustees to jointly meet at least once annually with board of regents. Amends TCA Title 49, Chapter 9. by *Kisber.

***House Bill No. 185** -- Taxes, Sales - Authorizes bona fide purchaser to receive sales tax refund of seized stolen vehicle if such vehicle not returned to purchaser within six months of seizure; allows purchaser to keep such refund if vehicle returned after six month period. Amends TCA Title 67, Chapter 6. by *Kisber.

***House Bill No. 186** -- Taxes, Business - Requires request for extension of business tax to be filed at least 30 days before delinquent date; requires local tax officer to inform in writing whether extension granted or denied and reasons for denial; extends extension period from 30 to 60 days. Amends TCA Title 67, Chapter 4. by *Kisber.

***House Bill No. 187** -- Election Laws - Specifies that annual report from registry of election finance to governor and general assembly be submitted by February 1 of each year; requires amended interest disclosure statement to be filed with registry within ten days of change of condition if change occurs more than 60 days prior to annual January 31 filing deadline. Amends TCA Title 2, Chapter 10; Title 3, Chapter 6 and Title 8, Chapter 50, Part 5. by *Kisber.

***House Bill No. 188** -- Public Defenders - Increases assistant public defender positions in the 25th, 26th, 27th and 28th judicial districts. Amends TCA Title 8, Chapter 14, Part 2. by *Kisber.

***House Bill No. 189** -- Lobbying, Lobbyists - Exempts from prohibition on lobbyist gifts those gifts given to governor or speakers as gifts to the state; requires governor and speakers to maintain public record of all such gifts. Amends TCA Title 3, Chapter 6. by *Kisber.

***House Bill No. 190** -- Financial Disclosure - Specifies that annual report from registry of election finance to governor and general assembly must be submitted by February 1 of each year; requires report to include list of violations and penalties assessed for preceding year. Amends TCA Title 2, Chapter 10. by *Kisber.

***House Bill No. 191** -- District Attorneys - Revises number of assistant district attorneys general and criminal investigators for certain counties. Amends TCA Title 16, Chapter 2, Part 5. by *Kisber.

House Bill No. 192 -- Traffic Safety - Increases from six to 12 years age of children prohibited from riding in back of pickup trucks on state highways. Amends TCA 55-8-189. by *Kisber.

***House Bill No. 193** -- Tort Liability - Provides immunity to state and its employees for injury arising from Y2K compliance failure. Amends TCA Title 29. by *Kisber.

House Bill No. 194 -- Taxes, Income - Exempts certain trusts and trustees from income tax. Amends TCA Section 67-2-104. by *Kisber.

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House Bill No. 195 -- Highway Signs - Names rest areas, weigh stations and welcome center on "Music Highway" (I-40 between Memphis and Nashville) in honor of various Tennessee musical artists and entities; provides for appropriate signage at such locations; urges department of tourist development to place at each such location graphic displays including information on area's musical heritage and specific artist or entity for which such location is named. by *Kisber, *McDaniel.

***House Bill No. 196** -- Annexation - Restores right to jury trial for parties who file quo warranto actions challenging annexation ordinances. Amends TCA Section 6-58-111. by *Dunn, *Boyer, *Davis (Washington).

***House Bill No. 197** -- Criminal Offenses - Creates Class D felony offense for identity theft. Amends TCA Title 39, Chapter 14, Part 1. by *McDonald, *Williams (Williamson), *Fowlkes, *Bone, *West, *Stulce, *Head, *Hood, *Eckles, *Sharp, *Wood.

***House Bill No. 198** -- Veterans - Give state board of regents and University of Tennessee employees who are veterans of United States armed forces paid holiday on Veterans' Day. Amends TCA Title 15 and Title 49, Chapter 7, Part 1. by *McDonald, *Williams (Williamson), *Davidson, *Bone, *West, *Head, *Sharp, *Wood, *Stulce.

***House Bill No. 199** -- Real Estate Agents and Brokers - Makes it a conflict of interest for any member of the real estate appraiser commission to perform any appraisal work for the state or any political subdivision while serving on commission. Amends TCA Section 62-39-201. by *Williams (Williamson).

***House Bill No. 200** -- Election Laws - Requires each municipality conducting early voting for municipal elections to pay for costs of voting sites in such municipality. Amends TCA Title 2, Chapter 6, Part 1. by *Williams (Williamson).

***House Bill No. 201** -- Municipal Government - Requires municipalities to redistrict at least once every ten years. Amends TCA Section 6-54-102. by *Williams (Williamson).

House Bill No. 202 -- Overton County - Changes number of school board members. Amends Chapter 136 of the Private Acts of 1933, as amended. by *Windle.

House Bill No. 203 -- Motor Vehicles, Titling and Registration - Reclassifies Native American Indian cultural license plate as new specialty earmarked plate; earmarks portion of revenues from sale thereof for use of Tennessee Commission of Indian Affairs. Amends TCA Title 55, Chapter 4. by *Williams (Williamson).

***House Bill No. 204** -- Utilities, Utility Districts - Expands governing boards of certain utility districts; provides for election of such board members. Amends TCA Section 7-82-307. by *Rinks.

***House Bill No. 205** -- Highway Signs - "Buford Pusser Highway," U.S. 64 in McNairy County, from the Hardeman County boundary eastward to Hardin County boundary. by *Rinks.

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House Bill No. 206 -- Insurance Companies, Agents, Brokers, Policies - Clarifies that mortgage-related securities, such as pools, covered by federal Secondary Mortgage Market Enhancement Act are not subject to percent of admitted asset limitation for investment by domestic life insurance companies as to asset-backed securities secured by or evidencing interest in single asset or pool of assets. Amends TCA Title 56, Chapter 3. by *Sands.

***House Bill No. 207** -- Highways, Roads and Bridges - Requires all department of transportation projects to be approved in advance by state building commission. Amends TCA Title 4, Chapter 15; Title 54, Chapter 5 and Title 67, Chapter 3. by *Head.

***House Bill No. 208** -- Motor Vehicles - Prohibits sale of pre-owned motor vehicles in municipalities or counties that require emissions or safety inspection as condition to issuance of certificate of registration to sell such vehicle unless vehicle has received valid inspection certificate within 180 days prior to sale. Amends TCA Section 55-4-128. by *Scroggs.

***House Bill No. 209** -- Criminal Offenses - Adds killing with knowledge of certain protective orders to theories constituting first degree murder. Amends TCA Section 39-13-202. by *Scroggs.

***House Bill No. 210** -- Courts, Juvenile - Creates Class B misdemeanor offense for unauthorized, intentional disclosure or dissemination of juvenile court or law enforcement records concerning juveniles. Amends TCA Section 37-1-153 and Section 37-1-154. by *Scroggs.

House Bill No. 211 -- Tattoo Parlors and Piercing Establishments - Requires minors age 17 or younger to have written permission of parent or guardian before receiving body piercing. Amends TCA Title 62, Chapter 38. by *Ferguson.

***House Bill No. 212** -- Consumer Protection - Enacts "Tennessee Consumer Credit Reporting Act of 1999." Amends TCA Title 47, Chapter 18. by *McDonald.

House Bill No. 213 -- Penal and Reformatory Institutions - Prohibits inmates not sentenced to department of correction or under contract with department from being housed in private prison facility. Amends TCA Title 41, Chapter 24. by *McDonald, *Tidwell.

***House Bill No. 214** -- TennCare - Requires comptroller to monitor, audit and periodically report on status of new HCBS waivers and waiver proposals by department of health. Amends TCA Title 68 and Title 71. by *Arriola.

***House Bill No. 215** -- Privacy, Confidentiality - Exempts residential customer identifying information possessed by public utility from Public Records Act, making such information confidential. Amends TCA Section 10-7-504. by *Arriola.

***House Bill No. 216** -- Landlord and Tenant - Requires owner or landlord to place belongings removed from tenant's apartment in safe storage location, either on or off premises of apartment complex, at no charge for 30 days; requires tenant to pay storage fees after initial 30 days. Amends TCA Title 66, Chapter 7. by *Arriola.

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***House Bill No. 217** -- Juvenile Offenders - Requires law enforcement agency to copy and distribute to bona fide neighborhood association photograph currently taken of child charged with delinquent act which, if committed by adult, would constitute a felony; gives a bona fide neighborhood association absolute immunity in any action brought by or on behalf of such child, for any damages proximately caused by neighborhood association's publication of such photograph. Amends TCA Title 29, Chapter 34, Part 2 and Title 37, Chapter 1, Part 1. by *Arriola.

***House Bill No. 218** -- Historical Commission - Directs commission to place five historical markers throughout state commemorating African-American culture and history and to replace and/or repair 20 state historical markers throughout Tennessee that are missing or in need or repair. by *Pruitt.

***House Bill No. 219** -- Historical Commission - Directs commission to place historical marker at Meigs Magnet School in Nashville, recognizing and commemorating historical significance of Meigs as first African-American high school in Nashville. by *Pruitt.

House Bill No. 220 -- Education - Requires LEAs to implement in grades 1 through 6 intervention program that utilizes conflict resolution and decision-making strategies to prevent disruptive acts by students within school and on school property; guidance counselors to serve as resource and consultant to teachers in implementing program. Amends TCA Title 49, Chapter 2 and Section 49-6-303. by *Pruitt.

***House Bill No. 221** -- Funeral Directors and Embalmers - Deletes authority of board of funeral directors and embalmers to refuse to issue license to person not resident of Tennessee. Amends TCA Title 62, Chapter 5. by *Garrett.

House Bill No. 222 -- Taxes, Income - Reduces rate of Halls income tax from 6 to 4 percent. Amends TCA Title 67, Chapter 2, Part 1. by *Buttry.

House Bill No. 223 -- Local Education Agency - Allows school boards and professional associations to negotiate raises for teachers only, not administrators. Amends TCA Title 49, Chapter 2, Part 2 and Title 49, Chapter 5, Part 6. by *Buttry.

House Bill No. 224 -- Firefighters - Enacts "Professional Fire Department Employees Negotiations Act." Amends TCA Title 7, Chapter 51. by *Bowers.

***House Bill No. 225** -- Agriculture - Enacts "Agricultural Fiber Technology Act of 1999." by *Bowers.

***House Bill No. 226** -- Landlord and Tenant - Requires owner of commercial or industrial real property to disclose to lessee extent to which property is in compliance with the local or state fire, plumbing and electrical codes; lessee's remedies for misrepresentation are actual damages suffered as a result of defects or termination of lease. by *Bowers.

***House Bill No. 227** -- Insurance, Health, Accident - Requires annual chlamydia screening tests for certain females to be made available on optional basis as part of or as endorsement to accident and sickness insurance policies that provide major medical insurance coverage. Amends TCA Title 56, Chapter 7, Part 26. by *Bowers.

THURSDAY, FEBRUARY 4, 1999 -- THIRD LEGISLATIVE DAY

***House Bill No. 228** -- Environmental Preservation - Authorizes employees of department of environment and conservation to issue citations for violations of TCA Title 68; citation to state person required to attend hearing and state location and time to appear. Amends TCA Section 40-7-118 and Title 68. by *Bowers.

***House Bill No. 229** -- Education, Higher - Gives child under 24 years of age whose parent is retired public school teacher, retiring with minimum of 25 years full-time creditable service, 15 percent tuition discount to state-operated institution of higher learning. Amends TCA Section 49-7-119. by *Bowers.

***House Bill No. 230** -- Human Rights - Limits civil liability of governmental entity or its insurer in human rights actions to \$300,000 or the maximum recovery under Title VII, whichever is greater. Amends TCA Section 4-21-311. by *Bowers.

***House Bill No. 231** -- Business and Commerce - Enacts "Tennessee Minority and Women Business Enterprise Act of 1999." Amends TCA Title 54. by *Bowers.

***House Bill No. 232** -- Driver Licenses - Prohibits sale of driver license photographs. Amends TCA Title 55, Chapter 50. by *Bowers.

***House Bill No. 233** -- Anatomical Gifts - Protects organs donated by Tennesseans for transplantation by permitting organ procurement agency to transfer organ to out-of-state organ procurement organization for transplantation only if suitable recipient in this state is not found in reasonable amount of time. Amends TCA Title 68, Chapter 30. by *Bowers.

House Bill No. 234 -- Industrial Development - Requires corporation to obtain municipal approval before waiving taxes over property of municipality it does not represent; imposes payment in lieu of taxes to non-approving municipality. Amends TCA Section 7-53-305. by *Jones U (Shelby).

***House Bill No. 235** -- TennCare - Waives preadmission evaluations for certain Medicaid Level II patients. by *Fraleay.

***House Bill No. 236** -- Highways, Roads and Bridges - Directs commissioner of transportation to construct bypass in Franklin County to connect U.S. 64 to S.R. 50. Amends TCA Section 67-3-121. by *Fraleay.

***House Bill No. 237** -- Criminal Offenses - Makes assault on on-duty law enforcement officer or emergency medical technician punishable as aggravated assault. Amends TCA Section 39-13-102. by *Fraleay.

***House Bill No. 238** -- Boards and Commissions - Renames county board of sanitation to county solid waste management board; provides for board to appoint director instead of superintendent; sets out qualifications and salary for director. Amends TCA Title 5, Chapter 19, Part 1. by *Fraleay.

***House Bill No. 239** -- Pensions and Retirement Benefits - Establishes maximum benefits for certain members of TCRS. Amends TCA Section 8-36-208. by *Rhinehart.

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***House Bill No. 240** -- Pensions and Retirement Benefits - Revises various provisions regarding retirement benefits for public employees. Amends TCA Sections 8-34-302(a)(8), 8-34-604, 8-35-219, 8-36-117, 8-36-121, 8-36-501(c), 8-36-502(c), 8-36-505, 8-36-805(2), 8-36-820(b), and 8-37-212; and Title 8, Chapter 37, Part 1. by *Rhinehart.

House Bill No. 241 -- Litter Control - Requires grants by department of transportation for litter collection along highways to be distributed on per capita basis between incorporated and unincorporated areas. Amends TCA Title 41, Chapter 2. by *Bowers.

House Bill No. 242 -- Taxes, Privilege - Imposes 5 percent rental car tax in Memphis with 3 percent going to the state and 2 percent being remitted to Memphis. Amends TCA Title 67, Chapter 4. by *Bowers.

***House Bill No. 243** -- Zoning - Increases from two to three number of houseparents or guardians authorized to live in group homes for the mentally retarded, physically handicapped, or mentally handicapped which are classified by law as single family residences. Amends TCA Section 13-24-102. by *Stulce.

***House Bill No. 244** -- Insurance, Motor Vehicles - Enacts "Mandatory Motor Vehicle Insurance Act of 1999." Amends Title 55 and Title 56. by *Stulce.

***House Bill No. 245** -- Zoning - Clarifies that local zoning may regulate manufactured homes and vehicles, such as single and "doublewides"; restates prohibition against local zoning of modular building units. Amends TCA Title 13, Chapter 24, Part 2 and Title 68, Chapter 126, Part 3. by *Stulce.

***House Bill No. 246** -- Taxes, Sales - Caps state sales and use tax on sale of used construction machinery at existing rate on first \$50,000 and 3 percent on amount in excess of \$50,000. Amends TCA Title 67, Chapter 6, Part 2. by *Stulce.

House Bill No. 247 -- Attorneys at Law - Authorizes state and county bar associations to bring action against persons or entities engaged in unauthorized practice of law or other misconduct. Amends TCA Section 23-3-103. by *Stulce.

***House Bill No. 248** -- Taxes, Gasoline, Petroleum Products - Allocates and appropriates \$50 million annually to state-aid highway projects from undesignated funds in state highway fund. Amends TCA Section 67-3-2001. by *Naifeh, *Rinks.

House Bill No. 249 -- Newbern - Subject to local approval, changes general elections from odd to even-numbered years. Amends Chapter 450 of the Acts of 1901; as amended. by *Cole (Dyer).

***House Bill No. 250** -- Courts - Increases certain clerks of court service fees. Amends TCA Section 8-21-401. by *DeBerry J.

***House Bill No. 251** -- Game and Fish Laws - Makes lawful hunting and killing feral pigs at any time of the year. Amends TCA Title 70, Chapter 4, Part 1. by *Head.

***House Bill No. 252** -- Game and Fish Laws - Allows persons to consume or prepare, for personal use, wild animals that have been accidentally killed on Tennessee roadways. Amends TCA Title 70, Chapter 4. by *Head.

THURSDAY, FEBRUARY 4, 1999 -- THIRD LEGISLATIVE DAY

***House Bill No. 253** -- Teachers, Principals and School Personnel - Provides for incentive program to encourage and reward teachers who seek and achieve certification by National Board of Professional Teaching Standards. Amends TCA Title 49, Chapter 5. by *Davidson.

House Bill No. 254 -- Education - Revises language on probationary education. Amends TCA Title 49. by *Davidson.

House Bill No. 255 -- Education - Revises references in education laws to changes from the full funding of basic education program. Amends TCA Title 49, Chapters 1-12 and Chapter 50. by *Davidson.

House Bill No. 256 -- Hospitals and Health Care Facilities - Deletes sunset date for fee limits for hospital medical records; makes such limits permanent. Amends TCA Title 68. by *Buck.

House Bill No. 257 -- Hospitals and Health Care Facilities - Changes from five days to five business days length of time records custodian of hospital or community mental health center may have to respond to subpoena. Amends TCA Title 56; Title 63 and Title 68. by *Buck.

House Bill No. 258 -- Public Defenders - Creates additional assistant public defender position in the 13th, 15th, 21st, 22nd and 26th judicial districts. Amends TCA Title 8, Chapter 14, Part 2. by *Buck, *Tindell, *Armstrong, *Wood, *Gunnels, *Bone.

House Bill No. 259 -- Judges and Chancellors - Removes requirement that justices and judges have six months to request senior judge or justice status after retirement. Amends TCA Section 17-2-302. by *Buck, *Fowlkes.

House Bill No. 260 -- Search & Seizure - Adds popularly elected city judges to judges who may issue forfeiture warrants; permits judges to request tape recorder for forfeiture warrant hearings; removes provision defining when seizing officer "acts in bad faith." Amends TCA Title 40, Chapter 33. by *Buck.

House Bill No. 261 -- County Officers - Requires person seeking office of sheriff to file affidavit of qualification with POST commission 60 days prior to qualification deadline; requires POST commission to verify POST certification 30 days prior to qualifying deadline. Amends TCA Title 8, Chapter 8, Part 1. by *Buck.

House Bill No. 262 -- Election Laws - Requires that state election commission instead of POST commission verify qualifications of person seeking office of sheriff; establishes time limits for such verification. Amends TCA Title 2, Chapter 11, Part 1; Title 2, Chapter 5, Part 2 and Title 8, Chapter 8, Part 1. by *Buck.

House Bill No. 263 -- Liens - Allows present and former employees and laborers to have lien upon any corporate, partnership or individual property for any sums due them for labor and service performed for such corporation, partnership or individual. Amends TCA Title 66, Chapter 13. by *Buck.

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House Bill No. 264 -- Eminent Domain - Requires appraisal to be conducted by court appointed appraiser and bond posted by petitioner equal to two times appraised value; requires petitioner to provide copy of improvement plans and specifications to take place on property. Amends TCA Title 29, Chapter 16. by *Buck.

House Bill No. 265 -- Traffic Safety - Requires truck tractors and semitrailers to operate in right-most lanes on interstate or multi-lane divided highway; violation is Class C misdemeanor, punishable only by \$50.00 fine. Amends TCA Title 55, Chapter 8, Part 1. by *Hagood, *Boyer.

House Bill No. 266 -- Motor Vehicles, Titling and Registration - Authorizes issuance of new specialty earmarked license plate to commemorate University of Tennessee's Lady Volunteer basketball team's three consecutive national championships; earmarks portion of revenues from sale thereof to University of Tennessee for academic purposes. Amends TCA Title 55, Chapter 4. by *Hagood, *Armstrong, *Boyer, *Bittle, *Buttry, *Dunn, *Goins, *Tindell.

House Bill No. 267 -- Fireworks - Authorizes sale at retail of D.O.T. Class C common fireworks in East Ridge; applies provisions of TCA Title 68, Chapter 104, Part 1 to sale of fireworks. by *Sharp.

House Bill No. 268 -- Public Records - Clarifies appropriate fee calculations for registrars relative to recording assignment and release of mortgage, deed of trust or other lien. Amends TCA Section 8-21-1001. by *Sharp.

House Bill No. 269 -- Election Laws - Requires registrar of voters to make reasonable effort to redact voter's social security number from record before such record made available to third parties. Amends TCA Section 2-2-127. by *Sharp.

House Bill No. 270 -- Union County - Subject to local approval, restricts sale of fireworks to vendors conducting business throughout year in permanent structure at least 20 feet by 20 feet with permanent utility services. by *Goins.

***House Bill No. 271** -- Motor Vehicles, Titling and Registration - Authorizes issuance of decorative front motor vehicle plates honoring University of Tennessee football team's and women's basketball team's national championships. Amends TCA Title 55, Chapter 4. by *Goins.

House Bill No. 272 -- County Boundaries - Requires each application for changing county line to be accompanied by resolution authorizing change approved by 2/3 vote of county commissioners of all counties affected by change, in addition to accurate survey and plat showing proposed changes. Amends TCA Section 5-2-104. by *Givens.

***House Bill No. 273** -- Public Health and Health Care - Repeals requirement that HMOs provide independent review processes. Amends TCA Section 56-32-227. by *Odom.

***House Bill No. 274** -- Water Pollution - Revises procedures for challenging permits issued by commissioner. Amends TCA Section 69-3-118. by *Odom.

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***House Bill No. 275** -- Contractors - Establishes licensure procedures and requirements for residential and light commercial electrical contractors. Amends TCA Title 62, Chapter 6, Part 1. by *Cole (Dyer), *Phelan, *Gunnels, *Head, *Mumpower, *Godsey, *McDaniel, *Sargent, *Bittle, *Kisber.

House Bill No. 276 -- Animals - Authorizes any home rule municipality to adopt local ordinances to regulate disposition of dangerous dogs and/or dogs causing death or serious injury to humans or other animals. Amends TCA Title 44, Chapter 17. by *Bowers.

House Bill No. 277 -- Tort Liability - Provides immunity from suit under Tennessee Governmental Tort Liability Act for any injury caused by computer system or software because of inability to process year 2000 date. Amends TCA Title 29, Chapter 20. by *Bowers.

House Bill No. 278 -- Taxes - Requires state shared taxes being distributed to municipalities in Shelby County to be distributed directly to such municipalities; sets up phased-in schedule of implementation. Amends TCA Title 9, Chapter 6. by *Bowers.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 50 -- Traffic Safety -- House Transportation Committee

***House Bill No. 51** -- Teachers, Principals and School Personnel -- House Government Operations Committee

***House Bill No. 52** -- School Transportation -- House Education Committee

***House Bill No. 53** -- Tobacco, Tobacco Products -- Caption Bill Held on House Desk

***House Bill No. 54** -- Taxes, Franchise -- Caption Bill Held on House Desk

***House Bill No. 55** -- Public Health and Health Care -- Caption Bill Held on House Desk

***House Bill No. 56** -- Corporations, Not for Profit -- Caption Bill Held on House Desk

***House Bill No. 57** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

***House Bill No. 58** -- Pensions and Retirement Benefits -- House Finance, Ways and Means Committee

***House Bill No. 59** -- Tennessee Valley Authority -- Caption Bill Held on House Desk

***House Bill No. 60** -- Statutes -- House Commerce Committee

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House Bill No. 61 -- State Symbols -- House State and Local Government Committee

House Bill No. 62 -- Teachers, Principals and School Personnel -- House Education Committee

***House Bill No. 63** -- Annexation -- Caption Bill Held on House Desk

***House Bill No. 64** -- County Government -- Caption Bill Held on House Desk

***House Bill No. 65** -- Consumer Protection -- Caption Bill Held on House Desk

***House Bill No. 66** -- Employees, Employers -- Caption Bill Held on House Desk

***House Bill No. 67** -- State Government -- Caption Bill Held on House Desk

***House Bill No. 68** -- Administrative Procedure -- Caption Bill Held on House Desk

***House Bill No. 69** -- General Assembly -- Caption Bill Held on House Desk

***House Bill No. 70** -- Financial Disclosure -- Caption Bill Held on House Desk

***House Bill No. 71** -- Ethics -- Caption Bill Held on House Desk

***House Bill No. 72** -- General Assembly -- Caption Bill Held on House Desk

***House Bill No. 73** -- Tennessee Regulatory Authority -- Caption Bill Held on House Desk

***House Bill No. 74** -- Redistricting, Congressional -- Caption Bill Held on House Desk

***House Bill No. 75** -- Redistricting, Congressional -- Caption Bill Held on House Desk

***House Bill No. 76** -- Lobbying, Lobbyists -- Caption Bill Held on House Desk

***House Bill No. 77** -- Redistricting, Congressional -- Caption Bill Held on House Desk

***House Bill No. 78** -- Election Laws -- Caption Bill Held on House Desk

***House Bill No. 79** -- Statutes -- Caption Bill Held on House Desk

***House Bill No. 80** -- Appropriations -- House Finance, Ways and Means Committee

***House Bill No. 81** -- Local Government, General -- Caption Bill Held on House Desk

***House Bill No. 82** -- Municipal Government -- Caption Bill Held on House Desk

***House Bill No. 83** -- Local Government, General -- Caption Bill Held on House Desk

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- *House Bill No. 84** -- State Employees -- Caption Bill Held on House Desk
- *House Bill No. 85** -- Local Government, General -- Caption Bill Held on House Desk
- *House Bill No. 86** -- State Employees -- Caption Bill Held on House Desk
- *House Bill No. 87** -- TennCare -- Caption Bill Held on House Desk
- *House Bill No. 88** -- Civil Service -- Caption Bill Held on House Desk
- *House Bill No. 89** -- Notice, Public -- Caption Bill Held on House Desk
- *House Bill No. 90** -- Pensions and Retirement Benefits -- Caption Bill Held on House Desk
- *House Bill No. 91** -- Public Funds and Financing -- Caption Bill Held on House Desk
- *House Bill No. 92** -- Budget Procedures -- Caption Bill Held on House Desk
- *House Bill No. 93** -- Libraries -- Caption Bill Held on House Desk
- *House Bill No. 94** -- Public Records -- Caption Bill Held on House Desk
- *House Bill No. 95** -- Tennessee Wildlife Resources Agency -- Caption Bill Held on House Desk
- *House Bill No. 96** -- Public Property -- Caption Bill Held on House Desk
- *House Bill No. 97** -- Zoning -- Caption Bill Held on House Desk
- *House Bill No. 98** -- Holidays and Days of Special Observance -- Caption Bill Held on House Desk
- *House Bill No. 99** -- Courts -- Caption Bill Held on House Desk
- *House Bill No. 100** -- Judges and Chancellors -- Caption Bill Held on House Desk
- *House Bill No. 101** -- Judicial Officers -- Caption Bill Held on House Desk
- *House Bill No. 102** -- Civil Procedure -- Caption Bill Held on House Desk
- *House Bill No. 103** -- Courts, Chancery -- Caption Bill Held on House Desk
- *House Bill No. 104** -- Attorneys at Law -- Caption Bill Held on House Desk
- *House Bill No. 105** -- Juries and Jurors -- Caption Bill Held on House Desk
- *House Bill No. 106** -- Judgments -- Caption Bill Held on House Desk
- *House Bill No. 107** -- Limitation of Actions -- Caption Bill Held on House Desk

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- *House Bill No. 108** -- Civil Procedure -- Caption Bill Held on House Desk
- *House Bill No. 109** -- Appeal and Review -- Caption Bill Held on House Desk
- *House Bill No. 110** -- Arbitration -- Caption Bill Held on House Desk
- *House Bill No. 111** -- Estates -- Caption Bill Held on House Desk
- *House Bill No. 112** -- Estates -- Caption Bill Held on House Desk
- *House Bill No. 113** -- Estates -- Caption Bill Held on House Desk
- *House Bill No. 114** -- Mental Illness -- Caption Bill Held on House Desk
- *House Bill No. 115** -- Education -- Caption Bill Held on House Desk
- *House Bill No. 116** -- Mental Health and Mental Retardation, Dept. of -- Caption Bill Held on House Desk
- *House Bill No. 117** -- Guardianship -- Caption Bill Held on House Desk
- *House Bill No. 118** -- Fiduciaries -- Caption Bill Held on House Desk
- *House Bill No. 119** -- Welfare -- Caption Bill Held on House Desk
- *House Bill No. 120** -- Children -- Caption Bill Held on House Desk
- *House Bill No. 121** -- Divorce and Annulment -- Caption Bill Held on House Desk
- *House Bill No. 122** -- Adoption -- Caption Bill Held on House Desk
- *House Bill No. 123** -- Juvenile Offenders -- Caption Bill Held on House Desk
- *House Bill No. 124** -- Criminal Offenses -- Caption Bill Held on House Desk
- *House Bill No. 125** -- Criminal Offenses -- Caption Bill Held on House Desk
- *House Bill No. 126** -- Criminal Procedure -- Caption Bill Held on House Desk
- *House Bill No. 127** -- Criminal Procedure -- Caption Bill Held on House Desk
- *House Bill No. 128** -- Bad Checks -- Caption Bill Held on House Desk
- *House Bill No. 129** -- Penal and Reformatory Institutions -- Caption Bill Held on House Desk
- *House Bill No. 130** -- Aircraft and Airports -- Caption Bill Held on House Desk
- *House Bill No. 131** -- Agriculture -- Caption Bill Held on House Desk
- *House Bill No. 132** -- Livestock -- Caption Bill Held on House Desk

THURSDAY, FEBRUARY 4, 1999 -- THIRD LEGISLATIVE DAY

***House Bill No. 133** -- Banks and Financial Institutions -- Caption Bill Held on House Desk

***House Bill No. 134** -- Cemeteries -- Caption Bill Held on House Desk

***House Bill No. 135** -- Uniform Commercial Code -- Caption Bill Held on House Desk

***House Bill No. 136** -- Corporations, For Profit -- Caption Bill Held on House Desk

***House Bill No. 137** -- Unemployment Compensation -- Caption Bill Held on House Desk

***House Bill No. 138** -- Employees, Employers -- Caption Bill Held on House Desk

***House Bill No. 139** -- Workers' Compensation -- Caption Bill Held on House Desk

***House Bill No. 140** -- Food and Food Products -- Caption Bill Held on House Desk

***House Bill No. 141** -- Highways, Roads and Bridges -- Caption Bill Held on House Desk

***House Bill No. 142** -- Motor Vehicles -- Caption Bill Held on House Desk

***House Bill No. 143** -- DUI/DWI Offenses -- Caption Bill Held on House Desk

***House Bill No. 144** -- Commerce and Insurance, Dept. of -- Caption Bill Held on House Desk

***House Bill No. 145** -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

***House Bill No. 146** -- Insurance Companies, Agents, Brokers, Policies -- Caption Bill Held on House Desk

***House Bill No. 147** -- Alcoholic Beverages -- Caption Bill Held on House Desk

***House Bill No. 148** -- Natural Disaster -- Caption Bill Held on House Desk

***House Bill No. 149** -- Mining and Quarrying -- Caption Bill Held on House Desk

***House Bill No. 150** -- Gas, Petroleum Products, Volatile Oils -- Caption Bill Held on House Desk

***House Bill No. 151** -- Business Organizations -- Caption Bill Held on House Desk

***House Bill No. 152** -- Private Protective Services -- Caption Bill Held on House Desk

***House Bill No. 153** -- Health, Dept. of -- Caption Bill Held on House Desk

***House Bill No. 154** -- Regional Authorities -- Caption Bill Held on House Desk

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- *House Bill No. 155** -- Telecommunications -- Caption Bill Held on House Desk
- *House Bill No. 156** -- Tennessee Regulatory Authority -- Caption Bill Held on House Desk
- *House Bill No. 157** -- Personal Property -- Caption Bill Held on House Desk
- *House Bill No. 158** -- Taxes -- Caption Bill Held on House Desk
- *House Bill No. 159** -- Solid Waste Disposal -- Caption Bill Held on House Desk
- *House Bill No. 160** -- Fireworks -- Caption Bill Held on House Desk
- *House Bill No. 161** -- Taxes, Income -- Caption Bill Held on House Desk
- *House Bill No. 162** -- Taxes, Franchise -- Caption Bill Held on House Desk
- *House Bill No. 163** -- Environmental Preservation -- Caption Bill Held on House Desk
- *House Bill No. 164** -- Water -- Caption Bill Held on House Desk
- *House Bill No. 165** -- Water -- Caption Bill Held on House Desk
- *House Bill No. 166** -- Welfare -- Caption Bill Held on House Desk
- *House Bill No. 167** -- Wildlife Resources Commission -- Caption Bill Held on House Desk

CONSENT CALENDAR

House Joint Resolution No. 9 -- Memorials, Recognition and Thanks - Ed Day, 50 years service to scouting. by *Hargett.

House Joint Resolution No. 10 -- Memorials, Recognition and Thanks - Craigmont Middle School and Craigmont High School, organizers of Memphis City Schools Honduran Relief Project. by *Hargett.

House Joint Resolution No. 11 -- Memorials, Academic Achievement - Katori Hall, National Council of Teachers of English Achievement Award in Writing. by *Hargett.

House Joint Resolution No. 13 -- Memorials, Personal Achievement - Nicole Hassold, ThinkQuest Contest. by *Hargett.

House Joint Resolution No. 14 -- Memorials, Personal Achievement - Kyle Thomas, ThinkQuest Contest. by *Hargett.

House Joint Resolution No. 15 -- Memorials, Academic Achievement - Kyle Thomas, Civitan Valley District Essay Contest, 1st place winner. by *Hargett.

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House Joint Resolution No. 16 -- Memorials, Personal Achievement - Ellie Meek, 1998 Miss Tennessee Junior National Teenager. by *Hargett.

House Joint Resolution No. 17 -- Memorials, Personal Achievement - Arne Frerichs, Women in Science. by *Hargett.

House Joint Resolution No. 18 -- Memorials, Sports - Houston High School girls' soccer team, 1998 state champions. by *Scroggs.

House Joint Resolution No. 20 -- Memorials, Recognition and Thanks - James H. Burnett III. by *Davis (Cocke), *Whitson, *McDaniel, *Boyer.

House Joint Resolution No. 22 -- Memorials, Sports - University of Tennessee football team and Coach Phillip Fulmer, 1998 national champions. by *Ridgeway.

House Joint Resolution No. 23 -- Memorials, Sports - Coach Joel Helton and Knox County Central High School football team. by *Dunn, *Tindell.

Representative Ridgeway moved that all members voting aye on House Joint Resolution No. 22 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	99
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 99.

A motion to reconsider was tabled.

THURSDAY, FEBRUARY 4, 1999 -- THIRD LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
February 4, 1999**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 7 and 8; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

**MESSAGE FROM THE SENATE
February 4, 1999**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 1 and 13; passed by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Bill No. 1 -- Statutes - Codifies public acts of 1998. by *Wilder. (*HB2 by *Hargrove)

***Senate Bill No. 13** -- Housing - Adds Trousdale County to those counties authorized to remedy dangerous conditions, including overgrown vegetation and accumulated debris, on owner-occupied lands. Amends TCA Section 5-1-115. by *Rochelle. (HB28 by *Bone)

**ENGROSSED BILLS
February 4, 1999**

The following bill(s) have been examined, engrossed, and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 9, 10, 11, 13, 14, 15, 16, 17, 18, 20, 22 and 23.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**ENROLLED BILLS
February 4, 1999**

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 7 and 8.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

**SIGNED
February 4, 1999**

The Speaker signed the following: House Joint Resolution(s) No(s). 7 and 8.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 4, 1999

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 7 and 8; signed by the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ROLL CALL

The roll call was taken with the following results:

Present99

Representatives present and not voting were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Carter), Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Harwell, Hargett, Hargrove, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 99.

RECESS MOTION

On motion of Rep. Hargrove, the House recessed until 5:00 p.m., Monday, February 8, 1999.